

16312-P001US



PATENT

## DECLARATION OR OATH

2.  No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

*or*

- The declaration or oath that was filed was determined to be defective. A new original oath or declaration is attached.

Attached is a

- (a)  Statement by a registered attorney that the application filed in the PTO is the application that the inventor(s) executed by signing the declaration.
- (b)  Statement that the "attached" specification is a copy of the specification and any amendments thereto that were filed in the PTO to obtain the filing date.

## AMENDMENT CANCELLING CLAIMS

3.  Cancel claims \_\_\_\_\_ inclusive.

## TRANSMITTAL OF ENGLISH TRANSLATION OF NON-ENGLISH LANGUAGE PAPERS

4.  Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

## SMALL ENTITY STATUS

5.  A verified statement that this filing is by a small entity
- is attached.
- A separate refund request accompanies this paper.
- was filed on \_\_\_\_\_ (original).
- Since Applicants are individual inventors, they qualify for small entity status.

**COMPLETION FEES**

## 6. (a) Filing fee

original patent application  
(37 CFR 1.16(a)--\$790.00; small entity--\$395.00) \$395.00

design application  
(37 CFR 1.16(f)--\$33.00; small entity--\$16500) \$\_\_\_\_\_

## (b) Fees for claims

each independent claim in excess of three (3): 3  
(37 CFR 1.16(b)--\$82.00; small entity--\$41.00) \$123.00

each claim in excess of twenty (20): 48  
(37 CFR 1.16(c)--\$22.00; small entity--\$11.00) \$528.00

multiple dependent claims(s)  
(37 CFR 1.16(d)--\$270.00; small entity--\$135.00) \$\_\_\_\_\_

## (c) Surcharge fees

late payment of filing fee \$\_\_\_\_\_

late filing of original declaration or oath  
(37 CFR 1.16(e)--\$130.00; small entity--\$65.00) \$65.00

(d)  Petition and fee for filing by other than all  
the inventors or a person not the inventor  
(37 CFR 1.17(h) and 1.47--\$130.00) \$\_\_\_\_\_

(e)  Fee for processing an application filed with a  
specification in a non-English language  
(37 CFR 1.17(k) and 1.52(d)--\$130.00) \$\_\_\_\_\_

(f)  Fee for processing and retention of application  
(37 CFR 1.21(l) and 1.53(d)--\$130.00) \$\_\_\_\_\_

(g)  Assignment (See "Assignment Cover Letter.")

Total completion fees: \$1111.00

**EXTENSION OF TIME**

7. The proceedings herein are for a patent application, and the provisions of 37 CFR 1.136(a) apply.

- (a)  Applicants petition for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for Other than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$110.00	\$55.00
<input type="checkbox"/> two months	\$400.00	\$200.00
<input type="checkbox"/> three months	\$950.00	\$475.00
<input type="checkbox"/> four months	\$1,510.00	\$755.00

Fee: \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

- An extension for \_\_\_\_\_ months has already been secured, and the fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$ \_\_\_\_\_

*or*

- (b)  Applicants believe that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

**TOTAL FEE DUE**

8. The total fee due is

Completion fee(s): \$1111.00

Extension fee (if any): \$ - 0 -

Total fee due: \$1111.00

**PAYMENT OF FEES**

9.  Enclosed are two checks (\$1111.00 + \$40.00) totaling \$1151.00.

However, should the checks be missing or insufficient, the Commissioner is hereby authorized to charge any deficiency in fees, or credit any overpayment, to Account No. 23-2426 (16312-P001US). A photocopy of this request is enclosed.

- Charge Account No. \_\_\_\_\_ in the amount of \$\_\_\_\_\_. A photocopy of this request is enclosed.

**AUTHORIZATION TO CHARGE ADDITIONAL FEES**

10.  The Commissioner is hereby authorized to charge the following additional fees that may be required by this paper and during the pendency of this application to Account No. \_\_\_\_\_:

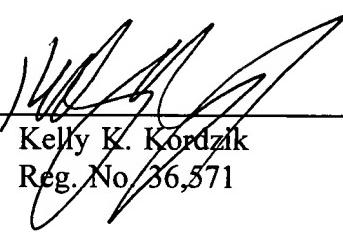
- 37 CFR 1.16(a), (f) or (g) (filing fees)
- 37 CFR 1.16(b), (c) and (d) (presentation of extra claims).
- 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- 37 CFR 1.17 (application processing fees)
- 37 CFR 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR 1.311(b))

**A photocopy of this request is enclosed.**

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.  
Attorneys for Applicants

By: \_\_\_\_\_

  
Kelly K. Kordzik  
Reg. No. 36,571

5400 Renaissance Tower  
1201 Elm Street  
Dallas, Texas 75270-2199  
(512) 370-2851

AU973510010  
207:16312-P001US



## DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### TELEPHONE CALL/VOICE PROCESSING SYSTEM

the specification of which (check one)

- is attached hereto.
- was filed on June 11, 1997  
as Application Serial No. 08/873,215  
and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

Priority Claimed

\_\_\_\_\_

(Number)

\_\_\_\_\_

(Country)

\_\_\_\_\_

(Day/Month/Year)

Yes

No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to the patentability of this application as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial #)	(Filing Date)	(Status)
(Application Serial #)	(Filing Date)	(Status)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and to file and prosecute any international patent applications filed thereon before any international authorities under the Patent Cooperation Treaty.

Gregory W. Carr, Reg. No. 31,093; Elizabeth R. Hall, Reg. No. 37,344; Elizabeth A. Apperley, Reg. No. 36,428; Kelly K. Kordzik, Reg. No. 36,571; Bruce Lutz, Reg. No. 20,660; James J. Murphy, Reg. No. 34,503; Philip T. Golden, Reg. No. 37,631; Robert D. McCutcheon, Reg. No. 38,717; Kevin L. Smith, Reg. No. 38,620.

Send correspondence to: James J. Murphy, 5400 Renaissance Tower, 1201 Elm Street, Dallas, Texas 75270-2199, and direct all telephone calls to Kelly K. Kordzik, (512) 370-2851.

**16312-P001US**

**PATENT**

FULL NAME OF FIRST INVENTOR: **HAROLD E.A. HANSEN II**

INVENTOR'S SIGNATURE: 

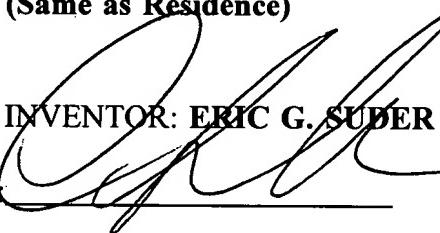
DATE: 12/11/97

RESIDENCE: **3300 Hidden Cove Drive  
Plano, Collin County, Texas 75075**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: **(Same as Residence)**

FULL NAME OF SECOND INVENTOR: **ERIC G. SUBER**

INVENTOR'S SIGNATURE: 

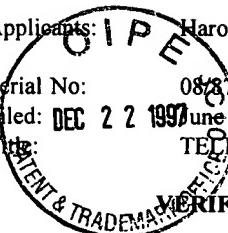
DATE: 12/11/97

RESIDENCE: **4637 Gladys Court  
Plano, Collin County, Texas 75093**

CITIZENSHIP: U.S.A.

POST OFFICE ADDRESS: **(Same as Residence)**

AU973250025  
207:16312-P001US

Applicants:  Harold E. A. Haysen, II et al.

Attorney's Docket  
No. 16312-P001US

Serial No: 08/873,215

Filed: DEC 22 1997 June 11, 1997

Title: TELEPHONE CALL/VOICE PROCESSING SYSTEM

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. §§ 1.9(f) and 1.27(c)) – SMALL BUSINESS CONCERN**

I hereby declare that I am

- the owner of the small business concern identified below:
- an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Small Business Concern: Estech Systems, Inc.

Address of Small Business Concern: 2601 Summit Avenue, Plano, Texas 75074

I hereby declare that the above-identified small business concern qualifies as a small business concern, as defined in 13 C.F.R. § 121.12, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to, and remain with, the small business concern identified above, with regard to the invention described in

- the specification filed herewith, with title as listed above.
- the application identified above.
- the patent identified above.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below\* and no rights to the invention are held by any person, other than the inventor(s), who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c), if the person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

Each such person, concern or organization having any rights in the invention is listed below:

- No such person, concern, or organization exists.
- Each such person, concern or organization is listed below:

Name: (N/A)

Address:

Individual                            Small Business Concern                            Nonprofit Organization

Name: (N/A)

Address:

Individual                            Small Business Concern                            Nonprofit Organization

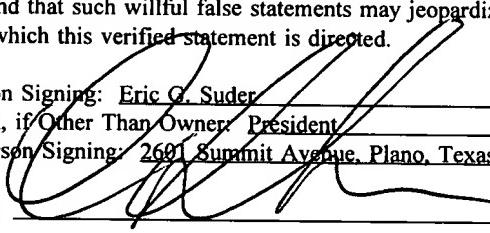
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: Eric Q. Suder

Title of Person, if Other Than Owner: President

Address of Person Signing: 2601 Summit Avenue, Plano, Texas 75074

SIGNATURE: 

Date: 12/11/97